

MONDAY, APRIL 19, 2004

EIGHTY-SECOND LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 5:00 p.m., and was called to order by Mr. Speaker Wilder.

PRAYER

The proceedings were opened with prayer by Reverend Alvin Anderson of Friendship Missionary Baptist Church in Columbia, Tennessee, a guest of Senator Ketron.

PLEDGE OF ALLEGIANCE

Senator Ketron led the Senate in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 31

Senators present were: Atchley, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

COMMUNICATION

April 15, 2004

The Honorable John S. Wilder
Speaker of the Senate
Suite 1, Legislative Plaza
Nashville, Tennessee 37243

Dear Governor:

Although I have never missed a day on the floor of the Senate in all my years of service, I am required to be out of state on hospital business Monday, the 19th of April, and although will do my best to get back on time, will most likely not make it back in time for Session, as I have a ten-hour drive.

I will also be required to be out of state on hospital business the week of May 3rd through 6th.

Again, I regret having to miss Session and ask for your permission to be excused on these dates.

My new job since having left the University, is requiring a great deal of time and attention.

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As ever, I appreciate your leadership.

Your friend,

/s/ D. E. Crowe, II

APPROVED: Lieutenant Governor
John S. Wilder

INTRODUCTION OF BILL

The Speaker announced that the following bill was filed for introduction and passed first consideration:

Senate Bill No. 3500 by Senator Kurita.

Ashland City -- Subject to local approval, revises charter. Amends Chapter 241 of the Private Acts of 1921.

HOUSE BILLS ON FIRST CONSIDERATION

The Speaker announced that the following House Bills were transmitted to the Senate and passed first consideration:

House Bill No. 2459 -- Sunset Laws -- Tennessee student assistance corporation, board of directors, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 4.

House Bill No. 2464 -- Sunset Laws -- Department of agriculture, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3.

House Bill No. 2512 -- Alcoholic Beverages -- Includes peninsula gated community having golf course, tennis courts, equestrian facility and other amenities located in Monroe and Loudon counties in definition of premier type tourist resort for purpose of consumption of alcoholic beverages on the premises. Amends TCA Section 57-4-102.

House Bill No. 2619 -- Purchasing -- Allows manufacturers of chemical products submitting a bid proposal or purchase order to maintain the required material safety data sheet (MSDS) on the manufacturer's Web site or a relevant trade association Web site rather than the MSDS-SEARCH Web site. Amends TCA Section 5-14-207; Section 6-56-307 and Section 12-3-217.

House Bill No. 2865 -- Education, Higher -- Adds the Commissioner of Economic and Community Development to the Tennessee Higher Education Commission; provides for various studies by THEC and the office of education accountability. Amends TCA Section 4-3-308 and Title 49, Chapter 7.

House Bill No. 3102 -- Child Custody and Support -- Provides that interlocutory or final judgment of a court involving custody of a child is not stayed after entry unless otherwise ordered by that court entering. Amends TCA Title 36, Chapter 6.

House Bill No. 3499 -- Solid Waste Disposal -- Requires revision of regional solid waste management plans every 10 years and revises requirements for certain funds and tipping fees. Amends TCA Title 68, Chapter 212, Part 1 and Title 68, Chapter 211, Part 1 and Part 8.

SENATE BILLS ON SECOND CONSIDERATION

The Speaker announced that the following bills passed second consideration and were referred to the appropriate committee:

Senate Bill No. 3495 held on desk.

Senate Bill No. 3499 held on desk.

INTRODUCTION OF RESOLUTIONS

The Speaker announced that the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 985 by Senator Clabough.

Memorials, Academic Achievement -- Matthew Lipkowitz, Salutatorian, Heritage High School.

Senate Joint Resolution No. 986 by Senator Clabough.

Memorials, Academic Achievement -- Dustin Merritt, Valedictorian, Heritage High School.

Senate Joint Resolution No. 987 by Senator Clabough.

Memorials, Academic Achievement -- Jessica Woods, Salutatorian, Maryville High School.

Senate Joint Resolution No. 988 by Senator Clabough.

Memorials, Academic Achievement -- Kimberly Roe, Valedictorian, Maryville High School.

Senate Joint Resolution No. 989 by Senator Clabough.

Memorials, Academic Achievement -- Alexander Kane, Salutatorian, Maryville High School.

Senate Joint Resolution No. 990 by Senator Clabough.

Memorials, Recognition -- Coulter Florists.

Senate Joint Resolution No. 991 by Senator Trail.

Memorials, Sports -- Shelbyville Central High School Golden Eaglettes, 2004 Class AAA State Champions.

Senate Joint Resolution No. 992 by Senator Trail.

Memorials, Sports -- Franklin Road Christian School girls' basketball team, 2004 TAACS champions.

Senate Joint Resolution No. 993 by Senator Henry.

Memorials, Retirement -- Frances Williams Preston, President and CEO of BMI.

Senate Joint Resolution No. 994 by Senator Person.

Memorials, Retirement -- Marilyn Wray.

Senate Joint Resolution No. 995 by Senator Cooper.

Memorials, Academic Achievement -- James Travis Robbins, Valedictorian, Franklin County High School.

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Senate Joint Resolution No. 996 by Senator Cohen.

Memorials, Government Officials -- Directs Tennessee Education Lottery Corporation to implement plan for Tennessee Lottery to participate in AMBER ALERT network via on-line lottery ticket terminals and other appropriate media and technology.

Senate Joint Resolution No. 997 by Senator Williams.

Memorials, Personal Achievement -- Joseph "Corky" Coker, 2004 Meguiar's Award for Collector Car Person of the Year.

Senate Joint Resolution No. 998 by Senator McNally.

Memorials, Recognition -- The Men of Tomorrow Program.

Senate Joint Resolution No. 999 by Senator Graves.

Memorials, Academic Achievement -- Shelly Ann Wood, Salutatorian, White House Heritage High School.

Senate Joint Resolution No. 1000 by Senator Graves.

Memorials, Academic Achievement -- Cheryl Marie Jones, Valedictorian, White House Heritage.

Senate Joint Resolution No. 1001 by Senator Graves.

Memorials, Academic Achievement -- Mark Tillman, Jr., Salutatorian, Jo Byrns High School.

Senate Joint Resolution No. 1002 by Senator Graves.

Memorials, Academic Achievement -- Cathy Parish, Valedictorian, Jo Byrns High School.

Senate Joint Resolution No. 1003 by Senator Atchley.

Memorials, Interns -- Chase Johnson.

Senate Joint Resolution No. 1004 by Senator Ramsey.

General Assembly, Directed Studies -- Urges the BEP Review Committee to study the TACIR Index and other components of the BEP formula related to at-risk students and English Language Learners.

Senate Joint Resolution No. 1005 by Senator Ramsey.

Memorials, Sports -- Patrick Forrest Powell, 2003 Collegiate National Pistol Champion.

Senate Joint Resolution No. 1006 by Senator Kyle.

Memorials, Academic Achievement -- Andrea Lynn Betesh, Valedictorian, Ridgeway High School.

Senate Joint Resolution No. 1007 by Senator Kyle.

Memorials, Retirement -- Mary Alyce Haynes Clay.

Senate Joint Resolution No. 1008 by Senator Kyle.

Memorials, Academic Achievement -- Khalid Hasan Usmani, Valedictorian, Craigmont High School.

Senate Joint Resolution No. 1009 by Senator Kyle.

Memorials, Academic Achievement -- Teri Ann Kirby, Salutatorian, Craigmont High School.

Senate Joint Resolution No. 1010 by Senator Kyle.

Memorials, Academic Achievement -- Sovanchampa Yos, Salutatorian, Raleigh Egypt High School.

Senate Joint Resolution No. 1011 by Senator Kyle.

Memorials, Academic Achievement -- Charles Ray Burnett, Jr., Valedictorian, Raleigh Egypt High School.

Senate Joint Resolution No. 1012 by Senator Kyle.

Memorials, Academic Achievement -- Claire Elizabeth Huddleston, Valedictorian, Ridgeway High School.

Senate Resolution No. 195 by Senator Kilby.

Memorials, Academic Achievement -- Todd Alan Wright, Salutatorian, Rockwood High School.

Senate Resolution No. 196 by Senator Kilby.

Memorials, Academic Achievement -- Rebekah Jody Miller, Valedictorian, Rockwood High School.

RESOLUTIONS LYING OVER

House Joint Resolution No. 1073 -- Memorials, Public Service -- Rose of Sharon's Senior

Villa, Sharon's Adult Day Center.

The Speaker announced that he had referred House Joint Resolution No. 1073 to Committee on Calendar.

House Joint Resolution No. 1074 -- Memorials, Recognition -- Lively Living Group Home.

The Speaker announced that he had referred House Joint Resolution No. 1074 to Committee on Calendar.

House Joint Resolution No. 1075 -- Memorials, Recognition -- Elizabeth Wiggins.

The Speaker announced that he had referred House Joint Resolution No. 1075 to Committee on Calendar.

House Joint Resolution No. 1080 -- Memorials, Interns -- Yvonda S. Higgins.

The Speaker announced that he had referred House Joint Resolution No. 1080 to Committee on Calendar.

House Joint Resolution No. 1081 -- Memorials, Interns -- Mya Christine Stewart.

The Speaker announced that he had referred House Joint Resolution No. 1081 to Committee on Calendar.

Senate Joint Resolution No. 945 -- Memorials, Academic Achievement -- James Logan

Smith, Salutatorian, Cumberland County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 945 to Committee on Calendar.

Senate Joint Resolution No. 946 -- Memorials, Academic Achievement -- Andrea Danielle

Mahoney, Salutatorian, Coalfield High School.

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The Speaker announced that he had referred Senate Joint Resolution No. 946 to Committee on Calendar.

Senate Joint Resolution No. 947 -- Memorials, Academic Achievement -- Mary Beth Armes, Valedictorian, Coalfield High School.

The Speaker announced that he had referred Senate Joint Resolution No. 947 to Committee on Calendar.

Senate Joint Resolution No. 948 -- Memorials, Academic Achievement -- Brooke Nicole Jackson, Valedictorian, Coalfield High School.

The Speaker announced that he had referred Senate Joint Resolution No. 948 to Committee on Calendar.

Senate Joint Resolution No. 949 -- Memorials, Academic Achievement -- Heather Rae Gunter, Valedictorian, Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 949 to Committee on Calendar.

Senate Joint Resolution No. 950 -- Memorials, Academic Achievement -- Rachel Michelle Sexton, Salutatorian, Coalfield High School.

The Speaker announced that he had referred Senate Joint Resolution No. 950 to Committee on Calendar.

Senate Joint Resolution No. 951 -- Memorials, Academic Achievement -- Rachel Lee Daugherty, Valedictorian, Coalfield High School.

The Speaker announced that he had referred Senate Joint Resolution No. 951 to Committee on Calendar.

Senate Joint Resolution No. 952 -- Memorials, Academic Achievement -- Jessica Nicole Massengill, Valedictorian, Coalfield High School.

The Speaker announced that he had referred Senate Joint Resolution No. 952 to Committee on Calendar.

Senate Joint Resolution No. 953 -- Memorials, Academic Achievement -- Jonathan Davenport, Valedictorian, Hendersonville Christian Academy.

The Speaker announced that he had referred Senate Joint Resolution No. 953 to Committee on Calendar.

Senate Joint Resolution No. 954 -- Memorials, Academic Achievement -- Joshua Wooley, Salutatorian, Hendersonville Christian Academy.

The Speaker announced that he had referred Senate Joint Resolution No. 954 to Committee on Calendar.

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Senate Joint Resolution No. 955 -- Memorials, Professional Achievement -- Sandra Bennett, President of Business and Professional Women of Nashville.

The Speaker announced that he had referred Senate Joint Resolution No. 955 to Committee on Calendar.

Senate Joint Resolution No. 956 -- Memorials, Academic Achievement -- Lacy McDonald, Valedictorian, Franklin County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 956 to Committee on Calendar.

Senate Joint Resolution No. 957 -- Memorials, Academic Achievement -- Chasity Ann Jernigan, Valedictorian, Franklin County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 957 to Committee on Calendar.

Senate Joint Resolution No. 958 -- Memorials, Academic Achievement -- Kelli Renee Yates, Valedictorian, Franklin County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 958 to Committee on Calendar.

Senate Joint Resolution No. 959 -- Memorials, Academic Achievement -- Ginger Marie Warf, Valedictorian, Franklin County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 959 to Committee on Calendar.

Senate Joint Resolution No. 960 -- Memorials, Academic Achievement -- Christran Crouch, Valedictorian, Franklin County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 960 to Committee on Calendar.

Senate Joint Resolution No. 961 -- Memorials, Academic Achievement -- Holly Gallagher, Valedictorian, Franklin County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 961 to Committee on Calendar.

Senate Joint Resolution No. 962 -- Memorials, Academic Achievement -- Annie Lee Amundson, Valedictorian, Franklin County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 962 to Committee on Calendar.

Senate Joint Resolution No. 963 -- Memorials, Academic Achievement -- Coleton Ellington Bragg, Valedictorian, Franklin County High School.

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The Speaker announced that he had referred Senate Joint Resolution No. 963 to Committee on Calendar.

Senate Joint Resolution No. 964 -- Memorials, Academic Achievement -- Lora Suzanne Girata, Valedictorian, Franklin County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 964 to Committee on Calendar.

Senate Joint Resolution No. 965 -- Memorials, Academic Achievement -- Cameron Brown, Valedictorian, Franklin County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 965 to Committee on Calendar.

Senate Joint Resolution No. 966 -- Memorials, Academic Achievement -- Honey Hubbard, Valedictorian, Franklin County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 966 to Committee on Calendar.

Senate Joint Resolution No. 967 -- Memorials, Academic Achievement -- Chelsea Lynn Spaulding, Valedictorian, Franklin County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 967 to Committee on Calendar.

Senate Joint Resolution No. 968 -- Memorials, Interns -- Jason A. Searles.

The Speaker announced that he had referred Senate Joint Resolution No. 968 to Committee on Calendar.

Senate Joint Resolution No. 969 -- Memorials, Public Service -- Jessica Crownover.

The Speaker announced that he had referred Senate Joint Resolution No. 969 to Committee on Calendar.

Senate Joint Resolution No. 970 -- Memorials, Death -- Captain Brent L. Morel.

The Speaker announced that he had referred Senate Joint Resolution No. 970 to Committee on Calendar.

Senate Joint Resolution No. 975 -- Naming and Designating -- "Morris H. Fair Memorial Bridge", Walnut Grove Road spanning I-240 in Shelby County.

The Speaker announced that he had referred Senate Joint Resolution No. 975 to Committee on Transportation.

Senate Joint Resolution No. 976 -- Memorials, Academic Achievement -- Monica Dodson, Valedictorian, Trezevant High School.

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The Speaker announced that he had referred Senate Joint Resolution No. 976 to Committee on Calendar.

Senate Joint Resolution No. 977 -- Memorials, Academic Achievement -- Brandon Webb, Salutatorian, Trezevant High School.

The Speaker announced that he had referred Senate Joint Resolution No. 977 to Committee on Calendar.

Senate Joint Resolution No. 978 -- Memorials, Academic Achievement -- Dee Dee Dunnivant, Valedictorian, Friendship Christian School.

The Speaker announced that he had referred Senate Joint Resolution No. 978 to Committee on Calendar.

Senate Joint Resolution No. 979 -- Memorials, Academic Achievement -- Lindsey Smith, Salutatorian, Friendship Christian School.

The Speaker announced that he had referred Senate Joint Resolution No. 979 to Committee on Calendar.

Senate Joint Resolution No. 980 -- Memorials, Academic Achievement -- Seth H. Thurman, Salutatorian, Trousdale County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 980 to Committee on Calendar.

Senate Joint Resolution No. 981 -- Memorials, Academic Achievement -- Jessica D. Ray, Valedictorian, Trousdale County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 981 to Committee on Calendar.

Senate Joint Resolution No. 982 -- Memorials, Academic Achievement -- Ashley Stubblefield, Valedictorian, Macon County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 982 to Committee on Calendar.

Senate Joint Resolution No. 983 -- Memorials, Academic Achievement -- Jeffery Thompson, Salutatorian, Macon County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 983 to Committee on Calendar.

Senate Joint Resolution No. 984 -- Memorials, Congratulations -- Willie Ruth Borders.

The Speaker announced that he had referred Senate Joint Resolution No. 984 to Committee on Calendar.

Senate Resolution No. 194 -- Memorials, Interns -- David Jarod Wilder.

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The Speaker announced that he had referred Senate Resolution No. 194 to Committee on Calendar.

MOTION

Senator Person moved that the rules be suspended for the immediate consideration of **Senate Joint Resolution No. 994**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Joint Resolution No. 994 -- Memorials, Retirement -- Marilyn Wray.

On motion of Senator Person, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 994** was adopted by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

A motion to reconsider was tabled.

MOTION

Senator Henry moved that the rules be suspended for the immediate consideration of **Senate Joint Resolution No. 993**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Joint Resolution No. 993 -- Memorials, Retirement -- Frances Williams Preston, President and CEO of BMI.

On motion of Senator Henry, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 993** was adopted by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

A motion to reconsider was tabled.

RECALL OF BILL

On motion of Senator Henry, **Senate Bill No. 2935** was recalled from the Committee on Finance, Ways and Means.

REFERRAL

Senator Henry moved that Senate Bill No. 2935 be referred to the Committee on Calendar, which motion prevailed.

CONSENT CALENDAR NO. 1

House Joint Resolution No. 1031 -- Memorials, Sports -- East Tennessee State University Buccaneer men's basketball.

House Joint Resolution No. 1061 -- Memorials, Public Service -- George W. Thorogood, 2004 Robert W. Varnell Jr. Leadership Award.

House Joint Resolution No. 1063 -- Memorials, Public Service -- Francis S. Guess.

House Joint Resolution No. 1064 -- Memorials, Academic Achievement -- Dat Nguyen, Valedictorian, Glenclyff High School.

House Joint Resolution No. 1065 -- Memorials, Academic Achievement -- Amanda Loftis, Salutatorian, Glenclyff High School.

House Joint Resolution No. 1067 -- Memorials, Congratulations -- Burness Adams, Ms. Tennessee Senior America.

House Joint Resolution No. 1068 -- Memorials, Public Service -- Dr. Jim Brantner, Fresh Start of Tennessee.

House Joint Resolution No. 1069 -- Memorials, Death -- Edward Ward Hughes.

House Joint Resolution No. 1070 -- Memorials, Retirement -- Norma Kerbaugh.

House Joint Resolution No. 1077 -- Memorials, Sports -- University of Memphis Tiger football team.

Senate Joint Resolution No. 737 -- Memorials, Recognition -- Mr. Stonney Ray Lane.

Senate Joint Resolution No. 939 -- Memorials, Academic Achievement -- Jessica Danielle Jones, Valedictorian, Sunbright High School.

Senate Joint Resolution No. 940 -- Memorials, Academic Achievement -- Frederick Charles Taylor, Jr., Valedictorian, Central High School.

Senate Joint Resolution No. 941 -- Memorials, Academic Achievement -- Deborah Elizabeth Boylan, Valedictorian, Central High School.

Senate Joint Resolution No. 942 -- Memorials, Academic Achievement -- Brian Philip Lester, Valedictorian, Wartburg Central High School.

Senate Joint Resolution No. 944 -- Memorials, Heroism -- Lance Corporal Nathan Lorin Morrow, United States Marines.

Senate Resolution No. 193 -- Memorials, Academic Achievement -- Rebekah Leah Lambert, Salutatorian, Houston County High School.

Senator McNally moved that all Senate Joint Resolutions and Senate Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

A motion to reconsider was tabled.

CONSENT CALENDAR NO. 2

Senate Bill No. 2541 -- Sunset Laws -- Tennessee student assistance corporation, board of directors, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 4.

On motion, Senate Bill No. 2541 was made to conform with **House Bill No. 2459**.

On motion, House Bill No. 2459, on same subject, was substituted for Senate Bill No. 2541.

Senate Bill No. 2561 -- Sunset Laws -- Department of agriculture, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3.

On motion, Senate Bill No. 2561 was made to conform with **House Bill No. 2464**.

On motion, House Bill No. 2464, on same subject, was substituted for Senate Bill No. 2561.

Senate Bill No. 2571 -- Special License Plates -- Permits veterans less than 100 percent permanently and totally disabled from service-connected disability to obtain disabled veteran license plate upon paying regular registration fees and a fee equal to the cost of actually producing such plate. Amends TCA Title 55, Chapter 4.

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Senate Bill No. 2705 -- Special License Plates -- Authorizes issuance of special license plates for handicapped veterans; defines "handicapped veteran" as Tennessee resident having not less than 10 percent nor more than 90 percent service-connected disability as determined by USDVA. Amends TCA Title 55, Chapter 4.

Senate Bill No. 2916 -- Aged Persons -- Requires the Commissioner of Finance and Administration to study and make recommendations to legislative committees by January 15, 2005, concerning merging functions of agencies serving the elderly and the disabled into a single entity as recommended in a recent comptroller's report. Amends TCA Title 4; Title 33; Title 50; Title 68 and Title 71.

Senate Bill No. 2999 -- Special License Plates -- Changes design of Vietnam veteran license plate to include representation of Vietnam Service Medal; adds receipt of Vietnam Service Medal as qualification for eligibility to obtain such plate. Amends TCA Title 55, Chapter 4, Part 2.

Senate Bill No. 3046 -- General Assembly -- Permits member of general assembly who is receiving early retirement benefits from social security to submit actual expenses for reimbursement of office expenses in lieu of being paid set amount so long as reimbursement does not exceed the statutorily authorized expense; requires records of finance and administration to reflect payments made are a reimbursement. Amends TCA Title 3.

Senate Bill No. 3144 -- Special License Plates -- Authorizes administrative issuance of constable special purpose license plate. Amends TCA Title 55, Chapter 4.

Senate Bill No. 3387 -- Hospitals and Health Care Facilities -- Specifically excludes "mental health residential treatment facility" from the definition of "health care institution" thereby exempting such facilities from certification of need requirements. Amends TCA Section 68-11-1602.

On motion, Senate Bill No. 3387 was made to conform with **House Bill No. 3515**.

On motion, House Bill No. 3515, on same subject, was substituted for Senate Bill No. 3387.

House Joint Resolution No. 839 -- Naming and Designating -- "National Marina Day", August 14, 2004.

House Joint Resolution No. 982 -- Naming and Designating -- "Ramp Festival Day", Sunday, May 2, 2004.

House Joint Resolution No. 1032 -- Naming and Designating -- April 7, 2004, "World Health Day" in Tennessee.

Senate Joint Resolution No. 860 -- General Assembly, Statement of Intent or Position -- Urges public health officials, insurers, and health care providers to adopt recommendations of American Academy of Pediatrics for the prevention of respiratory syncytial virus (RSV) in children.

Senate Joint Resolution No. 869 -- Naming and Designating -- Victims' Rights Week, April 18-24, 2004.

Senate Joint Resolution No. 882 -- Naming and Designating -- "Police Memorial Day", May 15, 2004, "Police Memorial Week", May 10-16, 2004.

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Senator McNally moved that all Senate Joint Resolutions be adopted; all House Joint Resolutions be concurred in; and all Senate Bills and House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 31
Noes 0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

A motion to reconsider was tabled.

LOCAL BILL
CONSENT CALENDAR

Senate Bill No. 3480 -- Blount County -- Subject to local approval, creates Section No. 4 of the general sessions court to be appointed by the legislative body effective January 1, 2005, until September 1, 2006; provides for election for eight-year term at August 2006 general election; and, effective September 1, 2006, makes judge of Section No. 3 the presiding judge of such court. Amends Chapter 345 of the Private Acts of 1947.

On motion, Senate Bill No. 3480 was made to conform with **House Bill No. 3577**.

On motion, House Bill No. 3577, on same subject, was substituted for Senate Bill No. 3480.

Senate Bill No. 3493 -- Hornsby -- Subject to local approval, removes provision for election of marshal and combines the office of treasurer and recorder. Amends Chapter 112 of the Private Acts of 1920 (Ex. Sess.); as amended.

On motion, Senate Bill No. 3493 was made to conform with **House Bill No. 3587**.

On motion, House Bill No. 3587, on same subject, was substituted for Senate Bill No. 3493.

Senate Bill No. 3497 -- Rockwood -- Subject to local approval, revises charter of City of Rockwood to increase the dollar amount of contracts that must be competitively bid. Amends Chapter 327 of the Acts of 1903, Chapter 480 of the Private Acts of 1921, Chapter 11 of the Private Acts of 1967 and Chapter 289 of the Private Acts of 1980.

On motion, Senate Bill No. 3497 was made to conform with **House Bill No. 3588**.

On motion, House Bill No. 3588, on same subject, was substituted for Senate Bill No. 3497.

Senator McNally moved that all House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 31
Noes 0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

A motion to reconsider was tabled.

MOTION

Senator Graves moved that the rules be suspended for the immediate consideration of **Senate Joint Resolution No. 984**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Joint Resolution No. 984 -- Memorials, Congratulations -- Willie Ruth Borders.

On motion of Senator Graves, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 984** was adopted by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

A motion to reconsider was tabled.

CALENDAR

Senator Cooper moved that **Senate Bill No. 2092** be placed on the calendar for Monday, May 3, 2004, which motion prevailed.

Senate Bill No. 2138 -- Dentists -- Removes general restriction on the practice of dental hygienists which prohibited dentist from assigning to hygienists procedures that required professional judgment or skill and permits hygienists to administer local anesthesia. Amends TCA Title 63, Chapter 5.

On motion, Senate Bill No. 2138 was made to conform with **House Bill No. 3004**.

On motion, House Bill No. 3004, on same subject, was substituted for Senate Bill No. 2138.

On motion of Senator Ford, Amendment No. 1 was withdrawn, which motion prevailed.

Senator Ford moved to amend as follows:

AMENDMENT NO. 2

AMEND by inserting the language "who is physically present at the same office location and time and" between the language "registered dentist" and "in accordance" in the second sentence of the amendatory language of Section 3, as amended by Senate General Welfare Committee Amendment 1.

On motion, Amendment No. 2 was adopted.

Senator Person declared Rule 13 on **House Bill No. 3004**, as amended.

Thereupon, **House Bill No. 3004**, as amended, passed its third and final consideration by the following vote:

Ayes	22
Noes	8
Present, not voting	1

Senators voting aye were: Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crutchfield, Ford, Graves, Haynes, Herron, Jackson, Kilby, Kyle, McLeary, McNally, Miller, Norris, Ramsey, Southerland, Williams and Mr. Speaker Wilder--22.

Senators voting no were: Atchley, Dixon, Fowler, Henry, Ketron, Kurita, Person and Trail--8.

Senator present and not voting was: Harper--1.

A motion to reconsider was tabled.

Senate Bill No. 2385 -- Charitable Solicitations -- Conforms Do Not Call exemption to FTC telemarketing sales rule with respect to 501(c) organizations by including communications made on behalf of such organization as well as made by a member, volunteer, or direct employee of the organization. Amends TCA Section 65-4-401.

Senator Kyle declared Rule 13 on **Senate Bill No. 2385**.

Senator Cooper moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 65-4-401(6)(B), is amended by adding the following language as a new item:

(v) If the communication is made by a bona fide member, volunteer or direct employee of, or on behalf of, a not-for-profit organization composed of full-time county or municipal public safety employees which is exempt from paying taxes under the Internal Revenue Code § 501(c).

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Senator Haynes moved that pursuant to Rule 31 **Senate Bill No. 2385**, as amended, be referred to the Committee on Finance, Ways and Means, which motion prevailed.

Senate Bill No. 2387 -- Autopsies -- Requires autopsy report to be completed within 30 days of submission of the body or person responsible for report shall make written explanation as to why such report was not completed within 30 days and send it to next of kin and person requesting autopsy. Amends TCA Title 38, Chapter 7, Part 1.

On motion, Senate Bill No. 2387 was made to conform with **House Bill No. 2258**.

On motion, House Bill No. 2258, on same subject, was substituted for Senate Bill No. 2387.

On motion of Senator Haynes, Amendment No. 1 was withdrawn, which motion prevailed.

Thereupon, **House Bill No. 2258** passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

A motion to reconsider was tabled.

Senate Bill No. 2764 -- County Officers -- Grants authority equal to Tennessee constable association to Tennessee constable commission. Amends TCA Title 8, Chapter 10.

Senator Kilby moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting in the first sentence of the amendatory language of Section 4 the language "of the Tennessee constable commission" and by substituting instead the language "or the Tennessee constable commission".

AND FURTHER AMEND by deleting in Section 6 the language "or the Tennessee constable commission" wherever it may be found and by substituting instead the language "and the Tennessee constable commission".

AND FURTHER AMEND by adding the following as new sections to precede the effective date section:

SECTION ____ Nothing in this act shall be construed or interpreted to authorize any constable or any constable organization to alter or amend the requirements of Title 8, Chapter 10, Part 1, relative to authorized official uniforms for constables or the markings of constable patrol cars.

SECTION _____. The Tennessee General Assembly recognizes that the Tennessee constable commission is a valid constable organization dedicated to enhancing the professionalism of Tennessee constables. The Tennessee constable commission shall elect its own officers, set its own dues, determine its own eligibility requirements, and prescribe its own training and teaching requirements. No state funds shall be appropriated to the Tennessee constable commission.

On motion, Amendment No. 1 was adopted.

Senator Kilby moved that **Senate Bill No. 2764**, as amended, be placed on the calendar for Monday, April 26, 2004, which motion prevailed.

Senate Bill No. 925 -- Financial Disclosure -- Allows campaign financial disclosure statements to be submitted without being notarized. Amends TCA Section 2-10-104.

On motion, Senate Bill No. 925 was made to conform with **House Bill No. 857**.

On motion, House Bill No. 857, on same subject, was substituted for Senate Bill No. 925.

On motion of Senator Cohen, Amendment No. 1 was withdrawn, which motion prevailed.

Thereupon, **House Bill No. 857** passed its third and final consideration by the following vote:

Ayes 19
Noes 11

Senators voting aye were: Atchley, Burchett, Clabough, Cooper, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, McLeary, Miller, Norris, Person, Southerland, Williams and Mr. Speaker Wilder--19.

Senators voting no were: Bryson, Burks, Cohen, Herron, Jackson, Ketron, Kilby, Kurita, McNally, Ramsey and Trail--11.

A motion to reconsider was tabled.

Senate Bill No. 1174 -- Tennessee Student Assistance Corporation -- Gives TSAC authority to set rate of interest on unpaid graduate nursing program loans where loan recipient does not remain in, and/or return to, state to teach or practice. Amends TCA Section 49-4-702.

On motion, Senate Bill No. 1174 was made to conform with **House Bill No. 807**.

On motion, House Bill No. 807, on same subject, was substituted for Senate Bill No. 1174.

Senator McNally moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

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SECTION 1. Tennessee Code Annotated, Section 49-4-702(3), is amended by deleting the language "at the rate of six percent (6%) per annum" from the first sentence and by substituting instead the language "at an annual rate of interest to be determined by the corporation".

SECTION 2. Tennessee Code Annotated, Section 49-4-702(3), is further amended in the third sentence of the subdivision by deleting the language "with six percent (6%) annual interest" and by substituting instead the language "at an annual rate of interest to be determined by the corporation".

SECTION 3. This act shall take effect July 1, 2004, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 807**, as amended, passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

A motion to reconsider was tabled.

Senate Bill No. 2342 -- Motor Vehicles, Titling and Registration -- Removes exception under which Shelby County clerks collect \$1.50 fee per registration for issuing, transferring, or accepting surrender of motor vehicle registration and plates thereby allowing such clerks to collect \$2.50 for the registration services as is provided for all other counties. Amends TCA Section 55-6-104.

On motion, Senate Bill No. 2342 was made to conform with **House Bill No. 2975**.

On motion, House Bill No. 2975, on same subject, was substituted for Senate Bill No. 2342.

Thereupon, **House Bill No. 2975** passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

A motion to reconsider was tabled.

Senate Bill No. 2344 -- Public Contracts -- Requires every state contract for performance of services to contain provisions specifying that only U.S. citizens residing in the states or persons

authorized to work in the U.S. pursuant to federal law including legal U.S. resident aliens shall be employed in performance of services under the contract or any subcontract awarded under the contract. Amends TCA Title 12, Chapter 4, Part 1.

Senator Cohen moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 12-4-109, is amended by adding the following language as new subsection (e):

(e) The Commissioner of Finance and Administration, shall promulgate regulations pursuant to subsection (a)(1)(A) of this section, authorizing a preference in the evaluation of proposals for state contracts requiring the performance of data entry and/or call center services for vendors through whom such services will be solely provided by citizens of the United States who reside within the United States, or any person authorized to work in the United States pursuant to federal law, including legal resident aliens in the United States. Any vendor who receives such a preference in the evaluation process and is ultimately awarded such a contract shall provide such periodic assurances as the state shall require, that the services are solely provided by citizens of the United States who reside within the United States, or persons authorized to work in the United States pursuant to federal law, including legal resident aliens in the United States.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 2344**, as amended, passed its third and final consideration by the following vote:

Ayes	29
Noes	1

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Trail, Williams and Mr. Speaker Wilder--29.

Senator voting no was: Henry--1.

A motion to reconsider was tabled.

Senate Bill No. 2665 -- Railroads -- Authorizes boards of directors of local rail authorities to borrow moneys for the operation, maintenance and repair of railroads. Amends TCA Title 7, Chapter 56.

On motion, Senate Bill No. 2665 was made to conform with **House Bill No. 2719**.

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On motion, House Bill No. 2719, on same subject, was substituted for Senate Bill No. 2665.

On motion of Senator Williams, Amendment No. 1 was withdrawn.

On motion of Senator Williams, Amendment No. 1 to Amendment No. 1 was withdrawn.

Senator McLeary moved that **House Bill No. 2719** be placed on the calendar for Thursday, April 22, 2004, which motion prevailed.

Senate Bill No. 2667 -- Abuse -- Requires Department of Children Services to train in the department on legal duties of representatives; requires child protective services team to advise individual under investigation of complaints and allegations made against individual. Amends TCA Title 37.

Senator McLeary moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 37-5-106(10), is amended by deleting the punctuation ",'" at the end of that subdivision, and by substituting instead the following punctuation and language:

. All child protective services workers must be trained in their legal duties to protect the constitutional and statutory rights of children and families from the initial time of contact, during investigation, and through treatment. The training curriculum must include instruction in the Fourth Amendment to the U.S. Constitution and instruction in parents' rights.

SECTION 2. Tennessee Code Annotated, Section 37-1-406(a), is amended by adding the following language after the second sentence of that subsection:

All representatives of the child protective services agency shall, at the initial time of contact with the individual who is subject to a child abuse and neglect investigation, advise the individual of the specific complaints or allegations made against the individual.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Senator Person moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting all language following the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 37-5-106(10), is amended by deleting the punctuation "," at the end of that subdivision and by substituting instead the following punctuation and language:

. All child protective services workers must be trained in their legal duties to protect the constitutional and statutory rights of children and families from the initial time of contact, during the investigation, and through the treatment.

SECTION 2. Tennessee Code Annotated, Section 37-1-406(a), is amended by adding the following language after the second sentence of that subsection:

All representatives of the child protective services agency shall, at the initial time of contact with the individual who is subject to a child abuse and neglect investigation, advise the individual of the complaints or allegations made against the individual consistent with laws protecting the rights of the informant.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

Thereupon, **Senate Bill No. 2667**, as amended, passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

A motion to reconsider was tabled.

Senate Bill No. 2745 -- Correction, Dept. of -- Defines "arts and crafts" for purposes of the disposition of proceeds from the sale of inmate produced arts and crafts. Amends TCA Title 41.

Senator Cohen moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 41-3-106(b), is amended by deleting subdivision (2) and by substituting instead the following:

(2) Inmates housed in a county or municipal jail or workhouse may voluntarily perform any labor on behalf of a charitable organization or a nonprofit corporation or a governmental entity.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 2745**, as amended, passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

A motion to reconsider was tabled.

Senator Graves moved that **Senate Bill No. 2767** be moved five places down on the calendar for today, which motion prevailed.

Senate Bill No. 2823 -- Taxes, Real Property -- Permits property in federally designated empowerment zone or renewal community in Memphis to be sold for back taxes, subject to right of redemption, at reduced minimum bid equal to lesser of taxes, interest, penalties, and costs or assessed value of property. Amends TCA Title 67, Chapter 5.

Senator Cohen moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-5-2501, is amended by adding the following new language to be designated as subsection (c):

(c)(1) The purpose of this legislation is to eliminate blight and urban decay, to promote the health, safety and welfare of all citizens, to reverse the spread of crime, thereby reducing public expenses devoted to policing these federally designated blighted areas, and expedite urban renewal.

(2) The court shall order a sale of the land for cash, subject to the equity of redemption.

(3) At all tax sales for properties located in a federally designated empowerment zone or renewal community and meeting the requirements of subdivision (c)(4) below, the clerk of the court, acting for the state, shall offer the sale of the property at public auction for a minimum bid amount equal to the lesser of the assessed value of the property, as determined by the county assessor for the most recent tax year of record, for that particular tax parcel, or the amount as ascertained pursuant to subdivision (a)(2) above.

(4) Properties eligible for a reduced minimum bid amount shall be:

(A) Commercial property, as identified by the county assessor designation, located in federally designated empowerment zones or renewal communities; or

(B) Residential property, as identified by the county assessor designation, located in a federally designated empowerment zone or renewal community that is:

(i) Abandoned or vacant; or

(ii) Deemed in violation of local anti-neglect ordinance.

(5)(A) Where no non-governmental bidder offers the same or larger bid, the county or municipality shall bid the minimum amount as ascertained in subdivision (c)(3) above; provided, that when the delinquent tax attorney for the county or municipality determines that the environmental risks are such that it is not in the best interests of the county or municipality for a minimum bid to be offered at the tax sale, the clerk shall not offer a bid on the property at the tax sale.

(B) Where a non-governmental bidder purchases the property at tax sale for a minimum bid based upon the assessed value of the property pursuant to subsection (c)(3) above, the amount paid in to the clerk of court as the final bid, shall be divided as follows: the court commission shall be prorated according to the sale amount, and the clerk of courts shall first receive that amount; a ratio shall be determined between county and municipal tax liens, in proportion to the amounts ascertained by the master at reference, and the balance of the amount paid for the property shall second, be distributed to the county trustee and municipality by ratio equal to the amounts due for delinquent taxes on such land, such that this amount is accepted in full satisfaction of the tax liens settled under that particular tax sale.

SECTION 2. Tennessee Code Annotated, Section 67-5-2702, is amended by adding the following new language to be designated as subsection (c):

(c) Persons entitled to redeem property sold pursuant to §67-5-2501(c), and situated in federally designated empowerment zones or renewal communities, may do so by paying the monies to the clerk as required by §67-5-2703 and by filing any statement required by §67-5-2703(b) within six (6) months after entry of an order of confirmation of the tax sale by the court; a taxpayer may redeem property sold pursuant to §67-5-2501(c), and situated in a federally designated empowerment zone or renewal community, that has been previously redeemed by paying to the clerk the monies as required by §67-5-2703 within six (6) months after entry of an order of confirmation of the tax sale by the court. In which case, upon the entry of the order of redemption using the procedure outlined in §67-5-2704, the clerk shall disburse the monies paid to redeem, plus interest at a rate of ten percent (10%) per annum computed from the date of the order of the previous redemption to the person previously redeeming as ordered by the court.

SECTION 3. Tennessee Code Annotated, Section 67-5-2503, is amended by adding the following new language to be designated as subsection (b):

(b) In order to redeem property which has been sold under §67-5-2501(c), and is situated in a federal designated empowerment zone or renewal community, any person entitled to redeem the property shall pay to the clerk of court who sold the property the amount owed for the delinquent taxes, interest, and penalties, court costs and any other court ordered charges, such amount having been set and identified in the master's reference report, and interest at a rate of ten percent (10%) per annum computed from the date of the sale on the entire purchase price paid at the sale.

SECTION 4. This act shall take effect upon becoming law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 2823**, as amended, passed its third and final consideration by the following vote:

Ayes	30
Noes	0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cohen, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--30.

A motion to reconsider was tabled.

MOTION

Senator Ford moved that Rule 83(8) be suspended for the purpose of placing **Senate Bills Nos. 3022 and 2520** on the calendar for the Committee on General Welfare, Health and Human Resources for Wednesday, April 21, 2004, which motion prevailed.

CALENDAR

Senate Bill No. 3228 -- Nuisances -- Exempts persons who operate or use sport shooting range from penalty for noise pollution if range in compliance with noise control laws. Amends TCA Title 39, Chapter 17.

Senator Person moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting the amendatory language of Sections 1(b)(1) and 1(b)(2) of the printed bill and by substituting instead the following:

(b)(1) A person who is an operator or user of a sport shooting range is not subject to civil or criminal liability for noise or noise pollution, nuisance or any other claim not

involving physical injury to another human, resulting from the operation or use of the sport shooting range as a sport shooting range, provided that the sport shooting range:

(A) Is currently located on the same tract or contiguous tracts of real property (continuously owned by the operator), as when it first began operation as a shooting range; and

(B) Is in compliance with any noise control laws, resolutions, ordinances or regulations issued by a unit of local government that applied to the shooting range and its operation at the time it was constructed and first began operation as a shooting range.

(2) A person who is an operator or user of a sport shooting range is not subject to an action for nuisance, abatement, or any other type of action or proceeding which would have the effect of limiting, reducing, eliminating or enjoining the use or operation of the sport shooting range as a sport shooting range, provided that the sport shooting range is in compliance with any laws, resolutions, ordinances or regulations issued by a unit of local government that applied to the range and its operation at the time it first began operation as a shooting range.

AND FURTHER AMEND by adding the following language to Section 1 of the printed bill as a new subsection:

(d) With respect to any range that is open to the public and that begins operation after the effective date of this act and for which there are no local zoning resolutions, ordinances or regulations affecting its establishment as a sport shooting range as of the date it began operation, such range shall not be protected by the exemptions from nuisance actions contained herein until one year after the date the sport shooting range begins operation.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 3228**, as amended, passed its third and final consideration by the following vote:

Ayes	29
Noes	0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cohen, Cooper, Crutchfield, Dixon, Fowler, Graves, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--29.

A motion to reconsider was tabled.

Senate Bill No. 3231 -- Disabled Persons -- Authorizes issuance of additional handicapped placards upon payment of fee set by Department of Safety; authorizes fee for additional placards for deaf persons to be set by department. Amends TCA Title 55, Chapter 21; Title 55, Chapter 4 and Title 55, Chapter 8.

On motion, Senate Bill No. 3231 was made to conform with **House Bill No. 2823**.

On motion, House Bill No. 2823, on same subject, was substituted for Senate Bill No. 3231.

Senator Burchett moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all of the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-21-102(1)(A), is amended by deleting the language "or cause such person to walk with difficulty or insecurity" and substituting instead the language "or cause such person to be so ambulatorily disabled that he or she cannot walk two hundred feet (200') without stopping to rest".

SECTION 2. Tennessee Code Annotated, Section 55-21-102(1)(C), is amended by deleting the language "experiencing difficulty or insecurity in walking" and substituting instead the language "so ambulatorily disabled that he or she cannot walk two hundred feet (200') without stopping to rest".

SECTION 3. Tennessee Code Annotated, Section 55-21-103(f)(1), is amended by adding the following sentence:

Any person issued a permanent or temporary placard must submit a new certification pursuant to § 55-21-102(1)(A) or (C), prior to the department renewing such permanent or temporary placard.

SECTION 4. Tennessee Code Annotated, Section 55-21-103(b)(2)(A)(i), is amended by deleting the word "revenue" in the last sentence and substituting instead the word "safety".

SECTION 5. Tennessee Code Annotated, Section 55-21-108, is amended by adding the following as a new subsection:

(e) Any person who is not a disabled driver as prescribed in § 55-21-102, and who willfully and falsely represents himself as meeting the requirements to obtain either a permanent or temporary placard commits a Class A misdemeanor, punishable only by a mandatory one thousand dollar (\$1,000) fine.

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.

Senator Williams moved to amend as follows:

AMENDMENT NO. 1 TO AMENDMENT NO. 1

AMEND by deleting in the amendatory language of Section 5 the language "a mandatory one thousand dollar (\$1,000) fine" and by substituting instead the language "a fine of not more than one thousand dollars (\$1,000)".

AND FURTHER AMEND by deleting Section 6 in its entirety and by substituting instead the following:

SECTION 6. This act shall take effect July 1, 2004, the public welfare requiring it.

On motion, Amendment No. 1 to Amendment No. 1 was adopted.

On motion, Amendment No. 1, as amended, was adopted.

Senator Miller moved to amend as follows:

AMENDMENT NO. 2

AMEND by adding the following as a new section to precede the effective date section:

SECTION ____ (a) Tennessee Code Annotated, Section 55-21-104(f)(1), is amended by deleting the fourth sentence of such subdivision in its entirety and by substituting instead the following:

There shall be no fee for the renewal of permanent placards as defined in subdivision (b)(2)(A).

(b) Tennessee Code Annotated, Section 55-21-104(f)(2), is amended by deleting the third sentence of such subdivision in its entirety and by substituting instead the following:

There shall be no fee for the renewal of permanent placards issued prior to July 1, 1994.

On motion, Amendment No. 2 was adopted.

On motion of Senator Miller, Amendment No. 3 was withdrawn.

Senator Burchett moved that **House Bill No. 2823**, as amended, be placed on the calendar for Thursday, April 22, 2004, which motion prevailed.

MOTION

Senator Burchett moved that **Senate Bill No. 2432** be recalled from the House, which motion prevailed.

NOTICES

Pursuant to Rule 44, notice was given that the following bills were returned from the House of Representatives amended. Under the rule, the bills lie over.

MESSAGE FROM THE HOUSE

April 15, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 2407, substituted for House Bill on same subject, amended, and passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 19, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 875, substituted for House Bill on same subject, amended, and passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 19, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 2329, substituted for House Bill on same subject, amended, and passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 19, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 2557, substituted for House Bill on same subject, amended, and passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 19, 2004

MR. SPEAKER: I am directed to request the return of House Bill No. 3509, for further consideration.

BURNEY T. DURHAM,
Chief Clerk.

MOTION

Senator Crutchfield moved that **House Bill No. 3509** be returned to the House, which motion prevailed.

MOTION

On motion of Senator Harper, her name was added as sponsor of **House Joint Resolutions Nos. 1064 and 1065**.

On motion of Senator Miller, his name was added as sponsor of **House Joint Resolution No. 1061**.

On motion of Senator Dixon, his name was added as prime sponsor of **Senate Bill No. 1306**.

On motion of Senator Cohen, his name was added as sponsor of **Senate Bill No. 2520**.

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On motion of Mr. Speaker Wilder, his name was added as sponsor of **House Joint Resolution No. 1077**.

On motion of Senators Person and Norris, their names were added as sponsors of **House Joint Resolutions Nos. 1066 and 1077**.

On motion, all Senators' names were added as sponsors of **Senate Joint Resolutions Nos. 869, 882 and 993; and House Joint Resolution No. 1063**.

On motion of Senator Kilby, his name was added as sponsor of **Senate Bill No. 2387**.

On motion of Senators Burchett, Person and Cohen, their names were added as sponsors of **Senate Bill No. 2767**.

On motion of Senator Burks, her name was added as sponsor of **Senate Bills Nos. 2667 and 3228; and House Joint Resolution No. 1070**.

On motion of Senator Kurita, her name was added as sponsor of **Senate Bill No. 3228 and House Joint Resolution No. 1032**.

On motion of Senator Fowler, his name was added as sponsor of **Senate Bills Nos. 2571 and 2705**.

On motion of Senators Herron and Cohen, their names were added as sponsors of **House Joint Resolution No. 1077**.

On motion of Senator Ramsey, his name was added as sponsor of **House Joint Resolution No. 1031**.

On motion of Senator Trail, his name was added as sponsor of **Senate Bill No. 2571; Senate Joint Resolution No. 860; and House Joint Resolution No. 835**.

On motion of Senator Southerland, his name was added as sponsor of **House Joint Resolutions Nos. 982 and 1069**.

On motion of Senator Dixon, his name was added as sponsor of **Senate Bill No. 2541; House Joint Resolutions Nos. 1032, 1066 and 1077**.

ENGROSSED BILLS

April 19, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Joint Resolutions Nos. 984, 993 and 994; and find same correctly engrossed and ready for transmission to the House.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

ENGROSSED BILLS

April 19, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Bills Nos. 2344, 2571, 2667, 2705, 2745, 2823, 2916, 2999, 3046, 3144 and 3228; and Senate Joint Resolutions Nos. 737, 860, 869, 882, 939, 940, 941, 942 and 944; and find same correctly engrossed and ready for transmission to the House.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

MESSAGE FROM THE HOUSE

April 19, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 2619, passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 19, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 2889 and 3495, passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 19, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 2459 and 2464, passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 19, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 926, 966, 1082 and 1083; adopted, for the Senate's action.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 19, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolution No. 1089, adopted, for the Senate's action.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 19, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 2100, substituted for House Bill on same subject and passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 19, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 877, 2439, 2470, 2490, 2562 and 3451; substituted for House Bills on same subjects and passed by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 19, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 937, 938, 972, 973 and 974; concurred in by the House.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 19, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 984 and 994, concurred in by the House.

BURNEY T. DURHAM,
Chief Clerk.

ENROLLED BILLS

April 19, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Bills Nos. 2379, 2946, 3047, 3278, 3349 and 3459; and find same correctly enrolled and ready for the signatures of the Speakers.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

ENROLLED BILLS

April 20, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Resolution No. 193; and Senate Joint Resolutions Nos. 910, 911, 912, 913, 914,

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915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 937, 938, 972, 973, 974, 984 and 994; and find same correctly enrolled and ready for the signatures of the Speakers.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

ENROLLED BILLS

April 21, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Bills Nos. 877, 2100, 2439, 2470, 2490, 2562 and 3451; and find same correctly enrolled and ready for the signatures of the Speakers.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

MESSAGE FROM THE HOUSE

April 20, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 2161, 2428, 2435, 2792, 3288, 3415, 3462, 3480, 3528, 3572, 3583 and 3585; and House Joint Resolutions Nos. 1031, 1061, 1063, 1064, 1065, 1067, 1068, 1069, 1070 and 1077; for the signature of the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 21, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 839, 982 and 1032; for the signature of the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

SIGNED

April 19, 2004

The Speaker announced that he had signed the following: House Bills Nos. 1751, 2450, 2451, 2467, 2547, 3488, 3489, 3500, 3516 and 3540.

SIGNED

April 19, 2004

The Speaker announced that he had signed the following: Senate Bills Nos. 2379, 2946, 3047, 3278, 3349 and 3459.

SIGNED

April 20, 2004

The Speaker announced that he had signed the following: Senate Resolution No. 193; and Senate Joint Resolutions Nos. 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 937, 938, 972, 973, 974, 984 and 994.

SIGNED

April 20, 2004

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 1031, 1061, 1063, 1064, 1065, 1067, 1068, 1069, 1070 and 1077.

SIGNED

April 21, 2004

The Speaker announced that he had signed the following: Senate Bills Nos. 877, 2100, 2439, 2470, 2490, 2562 and 3451; and House Bills Nos. 2161, 2428, 2435, 2792, 3288, 3415, 3462, 3480, 3528, 3572, 3583 and 3585.

SIGNED

April 21, 2004

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 839, 982 and 1032.

MESSAGE FROM THE HOUSE

April 20, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 2379, 2946, 3047, 3278, 3349 and 3459; and Senate Joint Resolutions Nos. 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 937, 938, 972, 973, 974, 984 and 994; signed by the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

April 21, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 877, 2100, 2439, 2470, 2490, 2562 and 3451; signed by the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

April 20, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bills Nos. 2379, 2946, 3047, 3278, 3349 and 3459; and

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Senate Joint Resolutions Nos. 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 937, 938, 972, 973, 974, 984 and 994; for his action.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

REPORT OF CHIEF ENGROSSING CLERK

April 21, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bills Nos. 877, 2100, 2439, 2470, 2490, 2562 and 3451; for his action.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

April 20, 2004

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bill No. 1161; and Senate Joint Resolutions Nos. 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909 and 971; with his approval.

ROBERT E. COOPER, JR.,
Counsel to the Governor.

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR #1**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, April 22, 2004: House Joint Resolutions Nos. 1073, 1074, 1075, 1080 and 1081; Senate Joint Resolutions Nos. 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 976, 977, 978, 979, 980, 981, 982 and 983; and Senate Resolution No. 194.

This the 20th day of April, 2004.
CROWE, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR #2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, April 22, 2004: Senate Bills Nos. 2106, 2207, 2408, 2443, 2657, 2865, 3105, 3106, 3151, 3177, 3200, 3337, 3359 and 3360.

This the 20th day of April, 2004.
CROWE, Chairperson.

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, April 22, 2004: Senate Bills Nos. 3246, 3300, 2767

and 3336; House Joint Resolutions Nos. 815 and 835; House Bill No. 1249; Senate Bill No. 596; House Bill No. 2823; Senate Bills Nos. 601, 850, 1002, 1337, 2180, 2391, 3099, 3242 and 3397; Senate Joint Resolution No. 71; House Bill No. 2719; and Senate Bill No. 3136.

This the 20th day of April, 2004.
CROWE, Chairperson.

**SENATE
MESSAGE CALENDAR**

Pursuant to Rule 44, notice has been given on the following bills and they have been set on the Message Calendar for Thursday, April 22, 2004: House Bill No. 189; and Senate Bills Nos. 2119, 2139, 2300, 2673, 875, 2329, 2407 and 2557.

SENATE JOINT RESOLUTION NO. 994

By Senator Curtis S. Person, Jr.

and

Representative Kent

A RESOLUTION to honor and commend Marilyn Anita Mitchell Wray on the occasion of her retirement as the Director of Lower School at Evangelical Christian School.

WHEREAS, this general assembly takes great pleasure in paying tribute to those outstanding Tennesseans who have dedicated their professional lives to nurturing and developing this state's most precious resource: our children; and

WHEREAS, Marilyn Anita Mitchell Wray has announced her plans to retire after thirty-one years of meritorious service to the students and families of Evangelical Christian School in Memphis; and

WHEREAS, Mrs. Wray's creativity and leadership have made a positive difference in the lives of thousands of young people during her illustrious tenure at Evangelical Christian School; and

WHEREAS, we wish to extend our heartiest congratulations to Mrs. Wray as she pursues the greener pastures and hopefully more leisurely pace of retirement; and

WHEREAS, Marilyn Wray began her illustrious career in elementary education as a sixth grade teacher at Sherwood Elementary School, serving there two academic years before becoming a fourth grade teacher at Presbyterian Day School, where she taught for five years; and

WHEREAS, in 1973, Mrs. Wray began her long and mutually beneficial association with Evangelical Christian School, serving as a fifth grade teacher; and

WHEREAS, in the fall of 1974, she began one of the most enduring and proficient tenures in educational administration that Shelby County has ever known, as she assumed the reins of leadership as Director of Lower School at Evangelical Christian School, a position in which she has served with the greatest ability, probity, integrity, compassion and diligence for thirty-one years; and

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WHEREAS, Mrs. Wray has served Evangelical Christian School in many and varied capacities during her estimable career as Director of Lower School; and

WHEREAS, she has served as Chairman of SACS and ACSI Visiting Teams and as a Seminar Leader at ACSI Conferences; and

WHEREAS, this remarkable lady has also directed numerous student retreats and field days; sponsored and chaperoned hundreds of students at BMA Camp; and conducted a multitude of faculty in-service programs; and

WHEREAS, perhaps Mrs. Wray's outstanding service to and indelible mark on Evangelical Christian School is best exemplified by two astonishing facts: she has overseen the relocation of the Lower School campus on fourteen separate occasions, and she has provided astute leadership to the school's faculty, students and parents for over 11,000 days; and

WHEREAS, throughout all her endeavors, Mrs. Wray has embodied both the mission of Evangelical Christian School (to provide the Christian family a Christ-centered, biblically-directed education that challenges students to know the Lord Jesus Christ and to develop the vision and practice of excellence in academics, character, leadership and service to others) and the school's equally worthy academic mission (to create a vigorous academic culture that kindles a passion for learning, develops intellectual gifts and cultivates a Christian worldview, so students are prepared for collegiate success and equipped to lead lives of integrity and influence for Christ); and

WHEREAS, Marilyn Anita Mitchell Wray is a native Memphian who was born on Good Friday, March 25, 1932; she is one of the three children of Chester and Mary Mitchell, her siblings being June Mitchell Wood and Sidney Mitchell; and

WHEREAS, she attended Gordon Elementary School and Humes Junior High School in Memphis before completing her secondary education at Humes High School, graduating with Honors in 1950; and

WHEREAS, she then attended Rhodes College and graduated with distinction from that fine institution in 1954, earning a Bachelor of Arts degree in English; she subsequently earned a Master of Arts degree in Education from the University of Memphis; and

WHEREAS, during her collegiate days, Mrs. Wray served astutely as President of Kappa Delta Sorority and Pi Inter-Sorority and was a member of Torch Honor Society; her great beauty, both external and internal, was recognized by her selection as Homecoming Queen and April Fool Queen and her prominence as a "Beauty" in Rhodes' annual, *Lynx*; and

WHEREAS, over the course of her distinguished career, Mrs. Wray has remained committed to the promotion and prosperity of both her alma maters; she has served with acumen and alacrity on the Board of Directors of the University of Memphis Alumni Association and as President of the University's Campus School PTA and as Secretary of the Rhodes College Alumni Council; and

WHEREAS, Mrs. Wray expresses her devout faith as she attends Independent Presbyterian Church, where she is a member of the Adult Choir; and

WHEREAS, she feels fortunate to share love and companionship with her husband, Milton Wray, a Certified Public Accountant and U.S. Naval Reserve Aviator; married on February 20, 1954,

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Mr. and Mrs. Wray are celebrating their 50th wedding anniversary this year, an occasion that is golden in more respects than one; and

WHEREAS, the Wrays are the proud parents of a son, Dr. William Andrew Wray, a dermatologist in Jackson, and a daughter, Lynda Wray Black, an attorney in Memphis; and

WHEREAS, they are also devoted to their five grandsons, Andrew, Alexander, Christopher, David, and Charles; and

WHEREAS, professionals of Mrs. Wray's eminent stature do not often walk among us; her many innovative ideas and programs for the classroom and beyond, her stalwart dedication to the precepts of quality education and the welfare of children, and the sheer delight she takes in the personal relationships she has with her faculty, her students and their parents, and her peers, all combine to make her an extraordinary educator, public servant, and human being; and

WHEREAS, as Mrs. Wray answers the tantalizing call of retirement, it is most appropriate that we should wish her well in all of her future endeavors; now, therefore,

BE IT RESOLVED BY THE SENATE OF THE ONE HUNDRED THIRD GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE HOUSE OF REPRESENTATIVES CONCURRING, that we hereby honor and commend Marilyn Anita Mitchell Wray on the occasion of her retirement as Director of Lower School at Evangelical Christian School. We salute her excellent career as a teacher and administrator who has served the children of Memphis and Shelby County with the greatest distinction, applauding her commitment to quality education for all.

BE IT FURTHER RESOLVED, that the text of this resolution be spread upon the Senate Journal.

BE IT FURTHER RESOLVED, that an appropriate copy of this resolution be prepared for presentation with this final clause omitted from such copy.

ADJOURNMENT

Senator Crutchfield moved the Senate adjourn until 10:30 a.m., Thursday, April 22, 2004, which motion prevailed.